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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

THI OF NEVADA AT HEARTHSTONE, LLC,
a foreign limited liability company doing
business as HEARTHSTONE OF NORTHERN
NEVADA ,

Plaintiff,

vs.

LAURA STOTTS, in her capacity as the
Administratrix of the Estate of Dorothy
Schweitzer, Deceased; LAURA STOTTS, in
her individual capacity, and AUDREY
NORIEGA, in her individual capacity, and
DOES I through X, inclusive,

Defendants.

Case No. 10:CV-02262-JCM-GWF

**ORDER VACATING TEMPORARY
RESTRAINING ORDER AND
DENYING MOTION FOR
PRELIMINARY INJUNCTION**

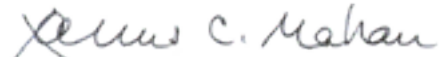
On January 27, 2011, this Court heard oral argument regarding Plaintiff, THI OF NEVADA AT HEARTHSTONE, LLC, dba HEARTHSTONE OF NORTHERN NEVADA's ("Hearthstone" of Plaintiff) Motion for Preliminary Injunction (Doc. No. 4) with attorney Layke M. Stolberg appearing on behalf of Plaintiff and Mark E. Ferrario appearing on behalf of Defendants LAURA STOTTS, individually and her capacity as the Administratrix of the Estate of Dorothy Schweitzer, Deceased and AUDREY NORIEGA (collectively "Defendants"). Defendants having filed a

1 Response in Opposition to the Motion for Preliminary Injunction (Doc. No. 25) and Plaintiff having
2 filed a Reply (Doc. No. 31), this Court having reviewed the pleadings on file, having heard oral
3 argument pertaining thereto, and for good cause appearing:

4 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that the Order Granting
5 Temporary Restraining Order (Doc. No. 12) is **VACATED**.

6 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that Plaintiff's Motion for
7 Preliminary Injunction (Doc. No. 4) is hereby **DENIED**.

8 Dated this 9th day of February, 2011.

9
10 
11 United States District Court Judge

12 Respectfully submitted by:

13 GREENBERG TRAURIG, LLP

14 By: /s/ Mark E. Ferrario
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21 Approved as to form and content by:

22 MARQUIS & AURBACH

23
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